

File No. 50130-135 Kevin Heffernan v. Frank G. Straub, et al., USDC-Southern District 07 Civ. 11260(WCC)

**AFFIDAVIT OF SERVICE VIA ECF AND REGULAR MAIL**

STATE OF NEW YORK     )  
  ) ss:  
COUNTY OF NEW YORK)

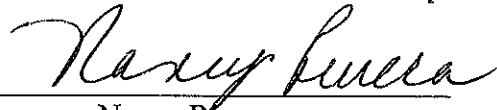
Nancy Rivera, being duly sworn, deposes and says:

I am not a party to this action, am over 18 years of age and I reside in the State of New York, County of New York.


That on the 29th day of May, 2008, I served a true copy of the annexed **REPLY MEMORANDUM OF LAW IN FURTHER SUPPORT OF MOTION TO DISMISS FIRST AMENDED COMPLAINT** upon the following:

Jonathan Lovett, Esq. (JL-4854)  
LOVETT & GOULD, LLP  
Attorneys for Plaintiff  
222 Bloomingdale Road  
White Plains, New York 10605  
(914) 428-8401

by depositing same enclosed in a postpaid properly addressed wrapper, in an official depository under the exclusive care and custody of the United States Post Office within the State of New York.

  
Nancy Rivera

Sworn to before me this  
29th day of May, 2008

  
Notary Public

**DANIELLE SHAW**  
NOTARY PUBLIC, State of New York  
No. 01SH6151041  
Qualified in Kings County  
Commission Expires 8/7/2010